

Town Board Meeting
Town of Bergen
March 14,th 2023
Town Hall- 10 Hunter Street, Bergen New York
Agenda

I. Call to Order 7:00 pm

Prayer Almighty God, as we meet today to conduct matters of Town business, grant us the wisdom to remember as we work that we are servants of our constituency. Assist us to be sure our decisions should be in the best interests of the Town and its citizens, entirely unblemished by any thoughts of personal benefit. Amen.

Pledge to the flag

II. Privilege of the Floor:

III. Approval of meeting Minutes for:

-Regular Board Meeting of 2/14/2023

IV. Communications included with this agenda:

1. Supervisor Report for Feb. 2023- if available
2. Summary Spreadsheets for Feb. 2023 – if available
3. Town Clerks Report for Feb. 2023
4. ZEO/CEO Report for Feb. 2023
5. Mercy EMS report for January 2023
6. Resolution – Approval of Acquisition of an Easements by MCWA- 750. 7530 and 7641 Maple Ave.
7. Annual Checklist of Justice Court Records- for 2022
8. Request of Genesee County to take Lead status for SEQR of Phase 3 of the Water Supply Project
9. Copy of Survey Monkey for Robbins Brook Park Survey
10. Correspondence from Supervisor Clavin from Town of Hempstead in regards to opposition to Governor Hochul's 2024 Budget to override local zoning authority to build 800,000 homes statewide over the next decade.

V. Board Members' items for addition to the agenda

VI. Reports:

Supervisor

Clerk

Board Members

Highway

Committees

-Building, Grounds, and Facilities (cemeteries)

-Parks

-Local History & Museum

-Policy and Personnel:

VII. Old Business:

-Update – Water Improvement Benefit Area #1

VII. New Business:

- Action to file Town Clerks Report- Feb. 2023
- Action to file Supervisor's Report- Feb. 2023
- Approval of the Bills
- Resolution approving the Annual Checklist of Justice Court Records
- Resolution to Approve the Acquisition of Easements by MCWA for properties at 7500, 7641 and 7530 Maple Ave.

- Resolution to authorize the supervisor to execute lead agency intent consent form in support of Genesee County to taking the Lead status for SEQOR of Phase 3 of the Water Supply Project
- Request of Supervisor and Deputy to attend Genesee County Economic Development Council's annual meeting in Batavia on 4/28.

IX. Meeting and Other Upcoming Dates:

-Town Board Meeting: 3/28/2023 -7:00 pm Town Board Meeting

X. Adjournment

DRAFT

February 14, 2023

BERGEN TOWN BOARD

REGULAR MEETING

The Bergen Town Board convened in a regular session at 7:00 pm in the Town Hall with Supervisor Haywood presiding.

PRESENT:

Supervisor Ernie Haywood
Councilman Mark Anderson
Councilwoman Teresa Robinson

ALSO PRESENT:

Mike Johnson Highway Superintendent
Sandra Nucelli, Deputy Town Clerk
Joe Nenni, Town Justice

ABSENT:

Michele Smith, Town Clerk
Councilman Jim Starowitz
Councilwoman Belinda Grant

OTHER ATTENDEES:

Pam Johnson

PRAYER: January 10, 2023 minutes tabled due to no quorum

Privilege of the Floor: Town Justice Joseph Nenni presented report for court books for 2022. Will be voted on at next meeting.

COMMUNICATIONS:

Supervisor Report for January 2023
Summary Spreadsheets for January 2023
Town Clerks Report for January 2023
ZEO/CEO Report for January 2023
Mercy EMS report for December 2023
Historian Report for 2022
Charter Communication 1/30/2023
MRB Engineering Amendment #4 request- dated 1/5/2023
Proposal for professional services – Park Grant Application Development- MRB
Correspondence from Stephen Ferry Jr. Supervisor Town of Darien regarding County Sales Tax Distribution

REPORTS:

SUPERVISOR: Supervisor Haywood attended a meeting regarding sales tax with GAM members. He presented letter from Sally Mech thanking Mike Johnson for the Robins Brook Park sign. He has received the check for the Water Project. Per the town attorney, the proposal to discontinue contract with Unifirst for Hwy Dept uniforms should not be approved. This will avoid opening further contract negotiations. The Unifirst contract ends in 2024 and the issue of employee stipends for uniforms will be revisited at that time. Theresa Robinson will present Firemens' Years of Service Awards to the following volunteers: Justine Aradine 5 yrs. Don Cunningham 5 yrs. Kathi McLaughlin 5 yrs. Barb Zinter 5 yrs. Teresa Whalin 5yrs. Gina Bliss 10yrs. Mike Crosier 15yrs Mark Holley 15yrs. Chad McLaughlin 20yrs. Garrett Dean 25 yrs. Kevin Finucane 30yrs. Scott Mayne 30yrs. Dave Zastrocky 40yrs. Gary Donofrio 10yrs. Julie Donofrio 10yrs. James Wride 50yrs. Carl Pocock 55yrs Gary Mielke 55yrs.

Town Clerk: Clerk Smith is out of the office February 17-22

HIGHWAY: Mike Johnson Highway Superintendent reported that the State snow and ice contract has been approved by him but needs Supervisor signature and needs to be notarized by Clerk. Mr. Johnson also stated that the DEC was done with environmental testing at the Transfer Station but has not submitted the report.

TOWN CLERK'S REPORTS: Councilman Anderson made a motion to file the Town Clerk's January 2023 Report seconded by Councilwoman Robinson and it carried by a vote 3-0.

SUPERVISOR REPORTS: Councilwoman Robinson made a motion to file the Supervisor Report for January 2023; seconded by Councilman Anderson and it carried by a vote 3-0..

COMMITTEES:

Building and Grounds: Nothing to report

Parks: per Supervisor; MRB has been hired for grant writing for the Parks. Discussion of an Impact Report re: Phragmite from SUNY Brockport study letter of support to get funding from Fish and Wildlife to help with eradication.

Local History & Museum: 2022 Report was submitted

Policy & Personnel: Nothing to report

OLD BUSINESS:

Water improvement Benefit Area #1: Letter has gone out to residents

Resolution to increase Contract with MRB for Services for WIBA #1: Councilwoman Robinson made a motion to increase the contract with MRB for services for WIBA#1 by \$29,954.00; seconded by Councilman Anderson and it carried by a vote 3-0.

Discussion regarding RFP for Website is tabled

Discussion of request for modification to Union Contract regarding uniforms 'discussed in Highway Superintendent Report will be revisited in 2024 when UniFirst contract ends.

NEW BUSINESS:

Board of Assessment Review Resignation Councilman Anderson made a motion to accept the resignation of Richard Howard from Board of Assessment Review; seconded by Councilwoman Robinson and carried by a vote 3-0.

Board of Assessment Review Appointment Councilman Anderson made a motion to appoint Penny Vincent to the Board of Assessment Review; seconded by Councilwoman Robinson and carried by a vote 3-0.

Recognition of years of service for a Bergen Fire Department Member Councilwoman Robinson made a motion to recognize members for their years of service to the Bergen Fire Department; seconded by Councilman Anderson and it carried by a vote 3-0.

Approval of State Snow and Ice Contract for 2023 Councilman Anderson made a motion to approve the State Snow and Ice Contract; seconded by Councilwoman Robinson seconded and it carried by a vote of 3-0.

Approval of Proposal for Professional Services from MRB Councilwoman Robinson made a motion to accept the Proposal from MRB for Park Grant Application Development; seconded by Councilman Anderson and it carried by a vote 3-0.

Representative requested from the Town for Park Festival Committee No board members volunteered

BILLS: The bills were presented for audit and totaled General A Fund \$64,720.12; General B Fund \$9,067.98; Highway DA \$35,899.87; Highway DB \$29,849.51 and Water District \$23,131.12; Fire Contract \$104,181.74; PA-A \$6,706.61; PA-DA \$4,343.88; PA-DB \$2,662.37. Councilwoman Robinson made a motion to pay the February 2023 bills and Finline Pipeline; seconded by Councilman Anderson and it carried by a vote 3-0.

REGULAR MEETING – Tuesday, February 28, 2023 at 7:00 pm in the Courtroom

ADJOURNMENT was at 7:20 pm on a motion by Councilman Anderson; seconded by Councilwoman Robinson and carried by a vote 3-0.

Respectfully submitted

Sandra Nucelli

Sandra Nucelli,
Deputy Town Clerk

Account#	Account Description	Fee Description	Qty	Local Share
A1255	Clerk Fees	Certified Copies	4	40.00
		Dog Redemption	2	20.00
		Sub-Total:		\$60.00
A2544	Dog Licensing	Female, Spayed	10	50.00
		Male, Neutered	14	70.00
		Male, Unneutered	1	18.00
	Senior Discount	Senior Discount	6	-18.00
		Sub-Total:		\$120.00
B2110	Building & Zoning	Building Permit	2	265.00
			Sub-Total:	\$265.00

Total Local Shares Remitted: \$445.00

Amount paid to: NYS Ag. & Markets for spay/neuter program 27.00

Total State, County & Local Revenues: \$472.00

Total Non-Local Revenues: \$27.00

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Michele M. Smith, Town Clerk, Town of Bergen during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

Supervisor

Date

Michele M. Smith

Town Clerk

3/1/23

Date

Rec 2/14/2023

Town of Bergen

Permit Monthly Report

02/01/2023 - 02/28/2023

Permit #	Issue Date	Owner	Permit Type	Property Location	Valuation	Amount
February	2023					
BP-0001-2023	02/08/2023	Thomas Kasmark	Res-Generator	9 Hilltop Dr	\$11,000.00	\$40.00
				SBL#: 17-1-16.11/DD		
BP-0002-2023	02/08/2023	James Dourie	Res-Remodel	7244 Clinton St Rd	\$50,000.00	\$225.00
				SBL#: 16-1-30		
				February 2023 Total:	\$61,000.00	\$265.00
				Reporting Period Total:	\$61,000.00	\$265.00

GEN BERGEN FIRE

Report Date Range from: 1/1/2023 to 1/31/2023

Response Time Minutes	Call Count	Cumulative Call Count	Percentage of Total Calls	Cumulative Percentage
--------------------------	------------	--------------------------	------------------------------	--------------------------

Response Zone: GEN BERG 17

14:00 - 14:59	1	1	12.50%	12.50%
16:00 - 16:59	1	2	12.50%	25.00%
17:00 - 17:59	1	3	12.50%	37.50%
18:00 - 18:59	1	4	12.50%	50.00%
20:00 - 20:59	2	6	25.00%	75.00%
21:00 - 21:59	1	7	12.50%	87.50%
22:00 - 22:59	1	8	12.50%	100.00%
Total Calls:	8	8	100%	

Response Zone: GEN BERG 22

19:00 - 19:59	1	1	33.33%	33.33%
21:00 - 21:59	1	2	33.33%	66.67%
23:00 - 23:59	1	3	33.33%	100.00%
Total Calls:	3	3	100%	

Call Source Total Calls: 11

RESOLUTION #

APPROVAL OF ACQUISITION OF AN EASEMENT BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW

WHEREAS, The Monroe County Water Authority ("Authority") intends to provide public water service to 7500 Maple Avenue, 7530 Maple Avenue, and 7641 Maple Avenue located in the Town of Bergen; and

WHEREAS, the property owner has elected to retain and maintain the private well water source(s) on the premises and maintain separation between the plumbing that contains the public water (the "public system") and the plumbing that contains the well water (the "private system"); and

WHEREAS, the acquisition of the permanent irrevocable access easement is necessary to allow the Authority to inspect the public and private systems to make sure they are not interconnected as required by the New York State Sanitary Code; and

WHEREAS, the permanent irrevocable access easement is located at 7500 Maple Avenue (Tax Acct. No. 16.0-1-11.2), which is owned by Christine L. Wright and David B. Wright, at 7530 Maple Avenue (Tax Acct. No. 16.0-1-12), which is owned by D.C. Wright, Inc., and at 7641 Maple Avenue (Tax Acct. No. 17.0-1-32) which is owned by David B. Wright and Christine L. Wright; and

WHEREAS, §1096(6-a) of New York's Public Authorities Law requires the Authority to obtain the prior approval of the Town Board for the above-referenced acquisition; now therefore be it

RESOLVED, that the Town hereby approves of the Authority's acquisition of the permanent irrevocable access easement located at 7500 Maple Avenue, 7530 Maple Avenue, and at 7641 Maple Avenue in accordance with §1096(6-a) of the New York Public Authorities Law and be it further

RESOLVED that a copy of this resolution be provided to the Authority.



110 S. Clinton Ave., Suite 1500 | Rochester, NY 14604 | P 585.486.0725 | T 800.546.7556 | F 585.486.0726 | E info@EFPRSolutions.com | EFPRSolutions.com

CLIENT MEMO

To: Town Board Date: February 13, 2023

Client: Town of Bergen

From: Shelby Bennett

Subject Annual Checklist of Justice Court Records

We completed the Annual Checklist for Review of the Justice Court Records (Attached). We also determined the procedures followed by the Justice Courts are consistent with general recordkeeping requirements for Town Justice Courts in Appendix F of the Fiscal Oversight Responsibilities of the Governing Board issued by the Office of the State Comptroller (Attached). Deposits and disbursements appeared to be timely and dockets and case files appear to be recorded properly on SEI. Our engagement did not include completion of the checklist on "Reporting to the Department of Motor Vehicles TSLED Program."

We summarized the check registers for both Justices to make sure that all transactions were properly recorded, that banks were reconciled at the end of the year, and that reconciled cash agreed to fines and bails owed at the end of the year. Combined fines at 12/31/22 were \$11,856.00 and combined bail was \$1,306.00.

New York State reported Bergen collected \$103,418.00 with Justice Swapceinski collecting \$58,317.00 and Justice Nenni collecting \$45,101.00. \$69,573.00 collected was for fines & forfeited bail, \$1,850.00 was for civil fees, and \$31,995. was for the mandatory surcharges. \$27,385.00 was paid to New York State, \$6,350.00 was paid to Genesee County, and \$69,683.00 was paid to the Town, net of payments to New York State. We agreed transfers to the Town and disbursements to New York State recorded on Town books to New York State reports.

Annual Checklist for Review of Justice Court Records

Yes No

Reporting to the Department of Motor Vehicles - TSLED Program

- ▶ Has the court received any notices regarding pending cases? Yes No
If yes, why were the cases pending and what corrective actions were taken, if any _____

Note: Cases over 60 days are eligible to be Scofflawed. TSLED sends a monthly listing of pending cases to the Court. The court should respond either manually or electronically to TSLED with the outcome of these pending cases.

- ▶ Are reports from TSLED to the court maintained and utilized? Yes No
Last TSLED Report Available: Date _____

Note: Courts can access reports on-line from TSLED at any time.

- ▶ How many cases are shown as pending in the last TSLED report? _____ Yes No
- ▶ Does the cash book total agree with the bank reconciliation and supporting information? Yes No
- Is the number of pending cases reasonable? Yes No
 - How many cases are shown as pending for more than 90 days? _____
 - What actions have been taken to dispose of these cases?

Overall Evaluation

Accounting records are complete and accurate

Annual Checklist for Review of Justice Court Records

Yes No

Dockets and Case Files

- ▶ Are separate dockets maintained for various classifications of cases, such as Vehicle and Traffic, Criminal, Civil and Small Claims? X 0
- ▶ Are case files maintained for all cases? If manual, an index is an alphabetical list of cases with case numbers as a cross-reference. This will assist in locating cases since case files are filed by disposition date. If computerized, the index is maintained in the system and can be accessed at any time by name, ticket number or address. X 0
- ▶ Do dockets for disposed cases appear to be complete? X 0
- ▶ Do dockets for disposed cases agree with amounts reported? X 0

Cash Book Reconciliation

- ▶ Is the cash book reconciled to the adjusted bank balances at the end of each month? X 0
- ▶ Does the cash book total agree with the bank reconciliation and supporting information? X 0

Last Cash Reconciliation:

Date Performed 1/2023 *Month Ending* 12/31/2022

Reports to the Division of Criminal Justice Services

- ▶ Are reports made timely to the Division of Criminal Justice Services? X 0
- ▶ Has the court received any notices regarding late reporting?
If yes, why were the reports late and what corrective actions were taken? _____ 0 X

Reports to the Justice Court Fund

- ▶ Are reports made timely to the Justice Court Fund? X 0
- ▶ Do reported amounts agree with docket dispositions and case files? X 0
- ▶ Do reported amounts agree with cash receipt and disbursement books?
Last report submitted: Month Ending 12/31/22 Date 1/4/2023 Amount \$4,885.00 X 0
- ▶ Has the court received any notices regarding late reporting?
If yes, why were the reports late and what corrective actions were taken? _____ 0 X

Annual Checklist for Review of Justice Court Records

Yes No

Cash Receipts Book

- ▶ Are pre-numbered receipt forms issued for all collections?
- ▶ Are duplicate receipts kept for court records?
- ▶ Are receipts recorded up-to-date?
- Last recorded receipt:*
 # J0003489 Date 12/30/22 Amount \$200.00
- ▶ Is the receipt book maintained in a manner to identify date received, payer, and the amount of fines, fees, bail and other categories of collection?
- ▶ Are deposits identified?
- ▶ Are duplicate deposit slips kept for court records?
- ▶ Are deposits made within 72 hours of collection (exclusive of Sundays and holidays)?
- ▶ Are deposits recorded up-to-date?
- Last recorded deposit:*
 Date 12/30/22 Amount \$200.00
- ▶ Is the receipt book totaled and summarized at the end of each month?
- Last Month Totaled and Summarized* December

Cash Disbursements Book

- ▶ Are pre-numbered checks used for all disbursements other than petty cash?
- ▶ Are all checks signed by the Justice?
- ▶ Are canceled checks (or check images) returned with bank statements and kept for court records?
- ▶ Are checks recorded up-to-date?
- Last recorded check:*
 # 206 Date 12/1/22 Amount \$1,495.00

Bank Reconciliations

- ▶ Are bank accounts reconciled promptly after bank statements are received?
- Last Bank Reconciliation for Each Bank Account:*
 Date Performed 1/2023 Month Ending 12/31/2022

Additional Supporting Records

- ▶ Is a list of bail maintained?
- ▶ Is a record of uncollected installment payments maintained?

Appendix 10 – Annual Checklist for Review of Justice Court Records

Name of Municipality:

Town of Bergen

Month Reviewed:

1/1/2022

Through

12/31/2022

Name of Justice:

Justice Joseph Nenni

Review Performed By:

Shelby Bennett

Date

2/07/2023

Annual Checklist for Review of Justice Court Records

Yes No

Reporting to the Department of Motor Vehicles - TSLED Program

- ▶ Has the court received any notices regarding pending cases? ○ ○
 If yes, why were the cases pending and what corrective actions were taken, if any _____

Note: Cases over 60 days are eligible to be Scofflawed. TSLED sends a monthly listing of pending cases to the Court. The court should respond either manually or electronically to TSLED with the outcome of these pending cases.

- ▶ Are reports from TSLED to the court maintained and utilized? ○ ○
Last TSLED Report Available: Date _____
Note: Courts can access reports on-line from TSLED at any time.

- ▶ How many cases are shown as pending in the last TSLED report? _____ ○ ○
 ▶ Does the cash book total agree with the bank reconciliation and supporting information? ○ ○
- Is the number of pending cases reasonable? ○ ○
 - How many cases are shown as pending for more than 90 days? _____
 - What actions have been taken to dispose of these cases?

Overall Evaluation

Accounting records are complete and accurate.

Annual Checklist for Review of Justice Court Records

Yes No

Dockets and Case Files

- ▶ Are separate dockets maintained for various classifications of cases, such as Vehicle and Traffic, Criminal, Civil and Small Claims? X ○
- ▶ Are case files maintained for all cases? If manual, an index is an alphabetical list of cases with case numbers as a cross-reference. This will assist in locating cases since case files are filed by disposition date. If computerized, the index is maintained in the system and can be accessed at any time by name, ticket number or address. X ○
- ▶ Do dockets for disposed cases appear to be complete? X ○
- ▶ Do dockets for disposed cases agree with amounts reported? X ○

Cash Book Reconciliation

- ▶ Is the cash book reconciled to the adjusted bank balances at the end of each month? X ○
- ▶ Does the cash book total agree with the bank reconciliation and supporting information? X ○

Last Cash Reconciliation:

Date Performed 1/2023 *Month Ending* 12/31/2022

Reports to the Division of Criminal Justice Services

- ▶ Are reports made timely to the Division of Criminal Justice Services? X ○
- ▶ Has the court received any notices regarding late reporting? ○ X
If yes, why were the reports late and what corrective actions were taken? _____

Reports to the Justice Court Fund

- ▶ Are reports made timely to the Justice Court Fund? X ○
- ▶ Do reported amounts agree with docket dispositions and case files? X ○
- ▶ Do reported amounts agree with cash receipt and disbursement books? X ○
Last report submitted: Month Ending 12/31/22 Date 1/4/2023 Amount \$6,971.00
- ▶ Has the court received any notices regarding late reporting? ○ X
If yes, why were the reports late and what corrective actions were taken? _____

Annual Checklist for Review of Justice Court Records

Yes No

Cash Receipts Book

- ▶ Are pre-numbered receipt forms issued for all collections?
- ▶ Are duplicate receipts kept for court records?
- ▶ Are receipts recorded up-to-date?
- Last recorded receipt:*
 # S0006584 Date 12/30/22 Amount \$175.00
- ▶ Is the receipt book maintained in a manner to identify date received, payer, and the amount of fines, fees, bail and other categories of collection?
- ▶ Are deposits identified?
- ▶ Are duplicate deposit slips kept for court records?
- ▶ Are deposits made within 72 hours of collection (exclusive of Sundays and holidays)?
- ▶ Are deposits recorded up-to-date?
- Last recorded deposit:*
 Date 12/30/22 Amount \$175.00
- ▶ Is the receipt book totaled and summarized at the end of each month?
- Last Month Totaled and Summarized* December

Cash Disbursements Book

- ▶ Are pre-numbered checks used for all disbursements other than petty cash?
- ▶ Are all checks signed by the Justice?
- ▶ Are canceled checks (or check images) returned with bank statements and kept for court records?
- ▶ Are checks recorded up-to-date?
- Last recorded check:*
 # 738 Date 12/1/22 Amount \$7,474.00

Bank Reconciliations

- ▶ Are bank accounts reconciled promptly after bank statements are received?
- Last Bank Reconciliation for Each Bank Account:*
 Date Performed 1/2023 Month Ending 12/31/2022

Additional Supporting Records

- ▶ Is a list of bail maintained?
- ▶ Is a record of uncollected installment payments maintained?

Appendix 10 – Annual Checklist for Review of Justice Court Records

Name of Municipality:

Town of Bergen

Month Reviewed:

1/1/2022

Through

12/31/2022

Name of Justice:

Justice Robert Swapceinski

Review Performed By:

Shelby Bennett

Date

2/7/2023

**State Environmental Quality Review Act (SEQRA)
Lead Agency Intent Consent Form**

Proposed Lead Agency: **Genesee County Legislature**
Name of Action/Project: **Phase 3 Water Supply Project**

RESPONSE TO REQUEST THAT THE ABOVE NAMED AGENCY SERVE AS LEAD AGENCY REGARD-
ING THE ABOVE ACTION

On behalf of _____ as an **Involved and/or Interested** Agency,
I acknowledge receipt of the Lead Agency notice in this matter.

The above named Involved Agency hereby (Please check one)

- [] CONSENTS that the above named agency serve as Lead Agency in this ap-
plication, and requests that the undersigned continue to be notified of
SEQRA determinations, proceedings and hearings in this matter.
- [] DOES NOT CONSENT to the above named agency serving as Lead Agency
in this application and wishes that _____ serve as Lead
Agency. To contest lead agency designation, the undersigned intends to
follow the procedures outlined in 6NYCRR 617.6(e).

DATED: _____

Agency Name

By _____
(Signature)

(Print)

Please return U.S. Mail or email on or Before March 31, 2023:

Genesee County Department of Planning
Attn: Felipe Oltramari, Director of Planning
3837 West Main Street Road
Batavia, NY 14020-9404

Or email to: Felipe.Oltramari@co.genesee.ny.us



GENESEE COUNTY DEPARTMENT OF PLANNING

Felipe A. Oltramari AICP CNUa – Director
Erin Pence – Deputy Director
Chris Scheiner – GIS Technician
Laraine Caton – Planning Board Chairperson

MEMORANDUM

TO: Involved and Interested Agencies

FROM: Felipe Oltramari, Director of Planning

DATE: February 10, 2023

RE: **GENESEE COUNTY WATER SUPPLY PHASE 3 PROJECT**

In October 2018, Genesee County began a Phase 3 Water System Master Planning effort to continue to explore longer term larger water supply capacity options for the Genesee County water system. Based on preliminary coordination with the Monroe County Water Authority (MCWA), the preferred option for additional supply involves a Phase 3 project that would supply an additional 7.6 million gallons of water per day from the MCWA's Shoremont Water Treatment Plant. The proposed project would increase east side supply through the North Road Pump Station and provide adequate capacity to allow for closure of the City of Batavia Water Treatment Facility (WTP).

The proposed Phase 3 project consists of multiple sub-projects located within Genesee County and Monroe County. The sub-projects involve the construction of new pump stations, transmission mains, water storage tanks, distribution mains, and various water quality improvements needed to increase the supply of water into Genesee County including the closure of the City of Batavia WTP.

As the expected Lead Agency for the Genesee County Water Supply System, the Genesee County Legislature is providing all Involved and/or Interested Agencies with environmental information specifically related to applicable sub-project(s) for the overall Phase 3 project.

We are respectfully requesting that Involved and/or Interested Agencies **review the enclosed documentation (Part 1 of the Full EAF and project location map) and contact us with any concerns or questions they may have and if they consent to the Genesee County Legislature being Lead Agency by March 31, 2023**. If any Involved and/or Interested Agency requires additional documentation or has specific questions, they are asked to contact our offices prior to March 31, 2023.

In order to comply with the State Environmental Quality Review Act (SEQR), it will be necessary for the Genesee County Legislature, as the expected Lead Agency, to determine if any of the proposed sub-projects pose any potentially significant adverse environmental impacts. The Genesee County Legislature will conduct a thorough analysis of the documentation available and will review comments received from all Involved and/or Interested Agencies and make a decision of significance.

Additional or more detailed information pertaining to Phase 3 of the Genesee County Water Supply System can be obtained by contacting the Genesee County Department of Planning at Felipe.Oltramari@co.genesee.ny.us.

The following is a brief description of various sub-projects for the proposed Genesee County Water Supply Phase 3 project.

1: North Road Pump Station

Location: Town of LeRoy, Genesee County

Road: North Road

This sub-project consists of the construction of a new pump station building including pumps, interior piping, valves, instruments, chemical feed equipment, electrical related equipment, a backup generator, water mains, connections to existing mains and miscellaneous site work. The pump station will be constructed adjacent to the existing North Road Pump Station site.

2: North Road Water Storage Tank

Location: Town of LeRoy, Genesee County

Road: North Road

The sub-project involves the construction of a 1.0 million gallon water storage tank and appurtenances within the 820 HGL zone. The project will require the purchase of land and the tank will be either a 40' tall ground level tank or a 110' tall elevated tank depending on the location selected. The tank construction will also include all related site work, grading, driveways, water mains, THM removal system, and appurtenances.

If a ground level storage tank is utilized, it will be constructed on one of the following properties:

Tax ID# 19.-1-17, 19.-1-18, 21.-1-5.12, 18.-1-31.1, 21.-1-1.12, 21.-1-1.11, 22.-1-23.1, 22.-1-23.2, 18.-1-35.2.

If an elevated tank is utilized, it will be constructed on one of the following properties:

Tax ID: 18.-1-35.11, 18.-1-35.12.

3: Keeney Road Pump Station & Transmission Main

Location: Town of LeRoy, Genesee County

Road: Keeney Road, Randall Road, NYS Route 19, Prole Road, & NYS Route 5

This sub-project consists of the construction of a new pump station building including pumps, interior piping, valves, instruments, chemical feed equipment, electrical related equipment, a backup generator, water mains, and miscellaneous site work. This project will also include the installation of approximately 97,000 linear feet of up to 36" transmission main along Randall Road, Keeney Road, NYS Route 19, Prole Road, and NYS Route 5. The pump station is expected to be constructed at or near the intersection of Randall Road and Keeney Road, in the Town of LeRoy. This will require the purchase of land.

4: Union Street Pump Station & North Road Transmission Main

Location: Towns of Wheatland and Chili, Monroe County. Town of LeRoy, Genesee County

Road: North Road & Union Street

This sub-project involves the construction of a new pump station building including pumps, interior piping, valves, instruments, chemical feed equipment, electrical related equipment, a backup generator, water mains, and miscellaneous site work. This project will also include the installation of approximately 8,500 linear feet of up to 36" water main along Union Street including under the NYS Thruway. The sub-project also includes the installation of approximately 41,000 linear feet of up to 36" transmission main along North Road between Union Street and the existing 36" water main along North Road. The new pump station is expected to be constructed either adjacent to the existing Union Street Tank Site or near the intersection of North Road and Union Street. The pump station will require the purchase of land.

5: Stottle Road & Union Street Transmission Main

Location: Town of Chili, Monroe County

Roads: Union Street & Stottle Road

The sub-project consists of the installation of approximately 19,000 linear feet of up to 36" water main, valves, hydrants, and appurtenances along Stottle Road and Union Street in the Town of Chili. The new water main will be located between the existing 24" water main located along Stottle Road and the Union Street Water Storage Tank.

6: Golden Road Transmission Main & Golden Road Pump Station Upgrade

Location: Towns of Gates & Chili, Monroe County

Road: Golden Road, Route 204, Hinchey Road and New York Railroad (CSX Railroad)

This sub-project involves the installation of approximately 31,000 linear feet of up to 36" transmission main between an existing 36" water main located near Buffalo Road and the NYS Barge Canal and the existing 30" water main located near Golden Road and Route 490. The new transmission main will be located along Conrail Railroad, Hinchey Road, Ingram Drive, Westside Drive, Golden Road, and back lots within the Town of Chili, Monroe County. This project may require some clearing of small trees and brush across several properties and includes several road crossings. The project also requires the installation of a new pump, piping, valves, and other related electrical improvements at the existing Golden Road Pump Station.

7: Galloway & Macomber Road Water Main

Location: Towns of Oakfield, Alabama, & Batavia, Genesee County

Address: Galloway & Macomber Road

The sub-project consists of the installation of approximately 3,400 linear feet of 8" water main, valves, hydrants and appurtenances along Macomber Road in the Town of Alabama. The new main will be connected to the end of the existing 8" water mains near the former railroad right-of-way and the existing water main located 500' south of Judge Road. The sub-project also includes the installation of approximately 11,300 linear feet of 12" water main, valves, hydrants, and appurtenances along Galloway Road in the Town of Batavia. The new main will be connected to the existing water main at Downey Road and the existing 8" water main located near Slusser Road.

8: Control & Water Quality Improvements

Location: Genesee County Water System

The sub-project involves the installation of new bypass pump connections, meter vaults, pressure reducing vaults, chlorine booster stations, and auto-flushing units at various locations and making other telemetry and control improvements within the existing water distribution system. The project also includes the installation of disinfection byproduct treatment systems and making other improvements within existing water storage tanks throughout the County's water system.

Enclosures

cc: Genesee County Legislature
Rachael J. Tabelski, City Manager

EXIT

Robbins Brook Park Survey

The Town of Bergen is pursuing a grant for improvements at Robbins Brook Park. An accessible restroom is the primary focus. However, funds permitting the Town could install a new recreation feature.

1. If the Town of Bergen could install one new recreational feature at Robbins Brook Park, which would you prefer?

- 2 bocce courts
- Baseball field
- Pickleball court

Done

Powered by



See how easy it is to [create a survey](#).

[Privacy & Cookie Notice](#)



OFFICE OF THE SUPERVISOR

TOWN OF HEMPSTEAD
ONE WASHINGTON STREET • HEMPSTEAD, NEW YORK 11550-4923
(516) 812-3296 • DONACLA@HEMPSTEADNY.GOV

March 7, 2023

To our Fellow Leaders in Government,

New York State is home to hundreds of individual municipalities, many with their own elected board of hardworking public servants who strive to address the unique needs of their community. Local municipalities are the cornerstone for good government because they are in tune with the concerns of area residents, and it is imperative that local government retain the authority to act in the best interests of those they represent, especially when it involves zoning for development.

Included in Governor Kathy Hochul's 2024 Executive Budget is a startling proposal that will allow state government to override the authority of local zoning laws. The New York Housing Compact, as she refers to it, is a plan to build 800,000 homes statewide over the next decade with an inclusion that will allow New York State to ignore local zoning authority in order to achieve their target housing growth. The Governor is trying to pass this as an attempt to combat the "housing crisis" facing New York, but in reality, this is nothing more than a voracious power grab over local control.

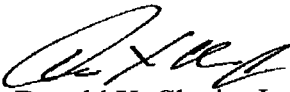
Akin to last year's Accessory Dwelling Unit debacle – where the Governor attempted to eliminate single-family home zoning across the state – her plan remains wildly unpopular with local municipalities and their residents. However, the Governor chooses to push her agenda forward, ignoring the countless calls from villages, towns, and counties from all over the state that urge her to reconsider. **This is why we must bring our voice directly to Albany.**


We are asking for you to join us and hundreds of other colleagues on March 20th at 12:30pm as we take the fight to Albany and protest Governor Hochul's insidious housing plan at the New York State Capitol Building. We must organize in protest to have our collective voices heard, bringing light to this overreach of power and reminding the Governor of the importance of **local control, not Hochul control.**

Please share this message with any and all interested parties who can help bring the fight to Albany. From homeowners to elected officials, we must prove to Governor Hochul the importance of local authority and remind her that she cannot paint us all with one broad stroke. Please contact Casey Sammon (CSammon@HempsteadNY.gov) to RSVP or for any additional information.

Thank you for your continued partnership in government, and we look forward to joining everyone on March 20th for this important endeavor.

Sincerely,


Donald X. Clavin, Jr.
Supervisor


Edward P. Ra
Assemblyman